

SPECIAL CITY COUNCIL MEETING
FEBRUARY 21, 1995

PRESENT

Don Dafoe	Mayor
Gayle Bunker	Council Member
Robert Droubay	Council Member
Dale Roper	Council Member

ABSENT

Alan Burraston	Council Member
Robert Dekker	Council Member

OTHERS PRESENT

Dorothy Jeffery	City Recorder
Richard Waddingham	City Attorney
Darin Phelps	Chronicle Progress

Mayor Dafoe called the meeting to order at 4:00 p.m. Dorothy Jeffery, City Recorder, acted as secretary. Mayor Dafoe stated that notice of the meeting time, place and agenda was posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle/Progress, the local radio stations, and to each member of the City Council by personal delivery two days prior to the meeting.

BUSINESS

MAYOR DON DAFOE: RATIFICATION OF ENGINEERING CONTRACT BETWEEN DELTA CITY AND SUNRISE ENGINEERING, INC. FOR THE CEMETERY ROAD BRIDGE

Mayor Dafoe explained that due to the time frame involved for the Cemetery Road Bridge Project he has signed the engineering contract between Delta City and Sunrise Engineering, Inc., which includes the Design Phase in the amount of \$6,000 and the Inspection Phase in the amount of \$4,000. Mayor Dafoe said that Delta City's share is 50% and Millard County's share is 50%. He then requested the City Council's ratification of his signing the contract.

Following discussion, Council Member Dale Roper MOVED to approve the ratification of the engineering contract between Delta City and Sunrise Engineering, Inc. for the Cemetery Road Bridge. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There

being none, he called for a roll call vote. The voting was as follows:

Council Member Gayle Bunker	Yes
Council Member Alan Burraston	Absent
Council Member Robert Dekker	Absent
Council Member Robert Droubay	Yes
Council Member Dale Roper	Yes

ATTORNEY RICHARD WADDINGHAM: INTERLOCAL AGREEMENT BETWEEN MILLARD COUNTY AND DELTA CITY FOR JOINT PARTICIPATION IN THE CEMETERY ROAD BRIDGE PROJECT

Mayor Dafoe asked Attorney Richard Waddingham to present an Interlocal Agreement between Millard County and Delta City for joint participation in the Cemetery Road Bridge Project.

Attorney Waddingham presented and reviewed in detail a proposed resolution entitled:

RESOLUTION NO. 95-231

A RESOLUTION AUTHORIZING AN INTERLOCAL CO-OPERATION ACT AGREEMENT BETWEEN DELTA CITY, UTAH AND MILLARD COUNTY, UTAH FOR THE RECONSTRUCTION OF A BRIDGE LOCATED AT APPROXIMATELY 800 NORTH 350 EAST, DELTA/MILLARD COUNTY, UTAH.

Following discussion, Council Member Robert Droubay MOVED to adopt Resolution No. 95-231. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Council Member Gayle Bunker	Yes
Council Member Alan Burraston	Absent
Council Member Robert Dekker	Absent
Council Member Robert Droubay	Yes
Council Member Dale Roper	Yes

Mayor Dafoe then signed the resolution. Mayor Dafoe's signature was attested to by City Recorder Dorothy Jeffery.

Due to the time restraints on signing the contract documents, Attorney Waddingham stated that he did not have the time to review all of the contract documents and could not give a legal opinion as to their validity. However, he did recommend that DCH Construction provide Delta City with a copy of its insurance policy naming Delta City as an additional insured.

MAYOR DON DAFOE: CLOSED SESSION TO DISCUSS THE CHARACTER OF AN
INDIVIDUAL OR TO DISCUSS INVESTIGATIVE PROCEEDINGS REGARDING
ALLEGATIONS OF CRIMINAL MISCONDUCT

Mayor Don Dafoe recommended that the City Council meet in closed session to discussion the character of an individual or to discuss investigative proceedings regarding allegations of criminal misconduct.

Council Member Robert Droubay MOVED to meet in closed session to discuss the character of a person or to discuss investigative proceedings regarding allegation of criminal misconduct. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Council Member Gayle Bunker	Yes
Council Member Alan Burraston	Absent
Council Member Robert Dekker	Absent
Council Member Robert Droubay	Yes
Council Member Dale Roper	Yes

Mayor Dafoe then signed a Closed Meeting Statement to discuss the character of a person. Mayor Dafoe's signature was attested to by City Recorder Dorothy Jeffery. (Copy attached.)

Following the Closed Meeting, Council Member Robert Droubay MOVED to reconvene in the regular session. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Dafoe asked if there were any comments, questions or items to be discussed. There being none, Council Member Gayle Bunker MOVED to adjourn. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously. Mayor Dafoe declared the meeting adjourned at 5:50 p.m.


DON DAFOE, Mayor



DOROTHY JEFFERY
Delta City Recorder

DELTA CITY COUNCIL CLOSED MEETING

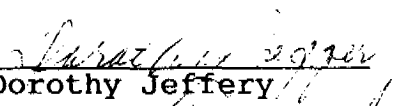
I, Don Dafoe, do hereby swear under oath the sole purpose for closing this meeting is to discuss the character of a person.

This closed meeting is called pursuant to the February 21st, 1995, Special City Council Meeting agenda.

DATED this 21ST day of February, 1995.


Don Dafoe, Mayor

ATTESTED BY:


Dorothy Jeffery
City Recorder